

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

WARRANT FOR ARREST

v.

Case Number: 08--MJ-444(DRH)

AKIL S. JACKSON.

To: The United States Marshal and any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest AKIL S. JACKSON

Name

and bring him forthwith to the nearest magistrate to answer an

☐ Indictment ☐ Information ☒ **Complaint** ☐ Order of Court ☐ Violation Notice ☐ Probation
Violation Notice

charging him with (brief description of offense)

**CARRYING A FIREARM IN FURTHERANCE OF AND IN RELATION TO A FEDERAL NARCOTIC OFFENSE
AND POSSESSION WITH INTENT TO DISTRIBUTE MARIJUANA**

in violation of Title 18 United States Code 924 (c)(1)(A) and Title 21 United States Code 841(a)(1)**DAVID R. HOMER**

Name of Issuing Officer



Signature of Issuing Officer

United States Magistrate Judge

Title of Issuing Officer

Albany, New York

Date and Location

William J. Mayo, ATF Special Agent

Name/Agency of Officer Seeking Warrant

Carlos A. Moreno, AUSA

Name of Assistant U.S. Attorney Seeking Warrant

Bail fixed at \$ _____ by _____
Name of Judicial Officer

RETURN

This warrant was received and executed with the arrest of the above-named defendant at _____

Date Received	Name and Title of Arresting Officer	Signature of Arresting Officer
Date of Arrest		

AO 91 (Rev. 5/85) Criminal Complaint

COPY

United States District Court

U.S. DISTRICT COURT
N.D. OF N.Y.
ORIGINAL FILED

NORTHERN

DISTRICT OF

NEW YORK

OCT 08 2008

LAWRENCE K. BAERMAN, CLERK
ALBANY

UNITED STATES OF AMERICA

v.

CRIMINAL COMPLAINT

Case Number: 08-M- 444 (DRH)AKIL S. JACKSON,
Defendant

I, WILLIAM J. MAYO, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about August 18, 2008, in the State and Northern District of New York, the defendant, AKIL S. JACKSON, knowingly carried a firearm in furtherance of and in relation to a drug trafficking crime for which he may be prosecuted in a court of the United States, to wit: possession with intent to distribute marijuana, a violation of Title 18, United States Code, Section 924(c)(1)(A), and possession with intent to distribute marijuana, a Schedule I controlled substance, a violation of Title 21, United States Code, Section 841(a)(1),

I further state that I am a Special Agent of the Bureau of Alcohol, Tobacco, Firearms and Explosives and that this complaint is based on the following facts:

Continued on the attached sheet and made a part hereof: ☒ YES ☐ NO

William J. Mayo
William J. Mayo, Special Agent
ATF
Signature of Complaint

Sworn to before me, and subscribed in my presence,

October 8, 2008
Date

at

Albany, NY
City and State

DAVID R. HOMER, United States Magistrate Judge Name and
Title of Judicial Office

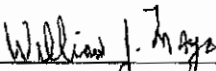
David R. Homer Signature of Judicial
Officer

AFFIDAVIT

WILLIAM J. MAYO, being duly sworn, deposes and says:

1. I am commissioned as a Special Agent of the Bureau of Alcohol, Tobacco, Firearms and Explosives, (ATF) and have been so employed for seventeen years. I am a graduate of the Federal Law Enforcement Training Center, successfully completing the ATF New Professional Training Program, the Federal Law Enforcement Training Center's Criminal Investigator School. My training as an ATF Special Agent consisted of course-work which included classes in the identification of firearms and firearms trafficking, arson and explosives investigation, as well as legal studies including Title I and II of the Gun Control Acts, National Firearms Act, Search and Seizure, and Constitutional Law.
2. I am informed by Rensselaer County Sheriff Department Investigator William Webster that on August 18, 2008, members of the Rensselaer County Sheriff's Office were notified by an AMTRAK employee that an individual, later identified as the Defendant **AKIL S. JACKSON**, had asked the maintenance worker to place his bag aside as he was afraid that a law enforcement K-9 would detect the contents.
3. A Rensselaer County Sheriff's Office K-9 Unit responded and the canine alerted towards **JACKSON**, who had a travel bag next to him. As law enforcement officers were speaking to **JACKSON**, they detected an odor consistent with marijuana emanating from **JACKSON** and/or the travel bag next to him.
4. A search of **JACKSON'S** travel bag, resulted in the discovery of a loaded Bryco Arms, Model Jennings, 9mm pistol, bearing serial number 1405826, in addition to a plastic bag containing approximately four ounces of a green leafy substance which had the physical characteristics and odor of marijuana, and which subsequently field tested positive for the presence of marijuana, a Schedule I controlled substance.
5. The above-mentioned loaded Bryco Arms, Model Jennings, 9mm pistol was reported stolen to the Lenoir County Sheriff's Office in Kingston, North Carolina on March 9, 2004.

Based upon the foregoing, I believe there is probable cause to believe that **AKIL S. JACKSON** has violated 18 U.S.C. 924(c)(1)(A) and 21, U.S.C. 841(a)(1), in that he possessed a firearm in furtherance of and in relation to a drug trafficking crime for which he may be prosecuted in a court of the United States, to wit: possession with intent to distribute marijuana.


WILLIAM J. MAYO
Special Agent, ATF

Sworn to before me
This 8th day of October, 2008



DAVID R. HOMER
United States Magistrate Judge
Albany, New York

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45417

Rensselaer County Sheriff Department
K-9 Utilization Report

Handler: S. Bludgett Canine: Bleau Incident # 08-72999 Date: 8/14/08

Location: Amtrak Train Station Zone 15

Time Reported: Dispatched: Arrived: 1225 Cleared: 1700

Incident Type: (Burglary, Lost Person etc.) DRUG FIND

Utilization Type:

Search; ☐ Area ☐ Building ☒ Narcotic ☐ Training
☐ Tracking ☐ Protection ☐ Crowd Control ☐ Court Security ☐ Demonstration
☐ Other, _____

Related Information:

☐ Canine Arrest ☐ Canine Assist ☒ Canine Find ☐ Other Agency: _____

Contributing Factors:

Weather Conditions: Temperature: Surface Type:
 Approx. Search Area / Distance: Vehicle Type:
 Building Type: Reg. #

Arrest Information:

Subject #1 Jackson Akis BLM
 Name DOB Sex

Charges CPW 2ND, CPW, CPSP

Subject #2
 Name DOB Sex

Charges

Narrative:

While PATROLLING AMTRAK TRAIN STATION
K-9 BLEAU SHOWED STRONG INTEREST
IN S-I BAGS.

S-I SITTING OUTSIDE TRAIN STATION ON
WALL. K-9 BLEAU PULLING RO IN DIRECTION
OF S-I. S-I HAD 400'S OF MARIJUANA
and a arm HAND GUN.

Submitting Officer

Dsg S. M. Bludgett 2006

#23091

RENSSELAER COUNTY SHERIFF's DEPARTMENT

SUPPORTING DEPOSITION GENERAL (CPL 100.20)

Incident # 08 - 72999

STATE OF NEW YORK :

COUNTY OF RENSSELAER

CIV COURT

CITY OF Rensselaer

The People of the State of New York

SUPPORTING DEPOSITION

- VS -

GENERAL

Jackson, Akil S.

I, Deputy S. Blodgett, (stationed / residing) at Rensselaer County Sheriff's Office, by this supporting deposition, make the following allegations of fact in connection with an accusatory instrument filed, or to be filed, with this court against the above named defendant(s):

ON 8/14/08 at approximately 1215 PM I received information that a male subject at the train station attempted to leave a back pack with a female maintenance worker at the Rensselaer train station. He was waiting for a 1:05 PM train. The maintenance worker advised me that he told her the black stuff in his bag and did not want the drug dog to get it. Myself and Deputy J. Panichi responded to the train station.

A Black male sitting outside the station matched the description given to me. As we were walking towards the male K-9 began barking pulling aggressively towards the male. I could smell marijuana in the area of the subject. The male identified himself as Akil S. Jackson stated he had no problem with me looking thru his two bags. The male subject kept trying to move things around in a

The foregoing factual allegations are based upon personal knowledge of the complainant (and or upon information and belief, the sources of the complainant's information and belief being, Personal knowledge of deponent

Direct knowledge

FALSE STATEMENTS MADE HEREIN ARE PUNISHABLE AS A CLASS A MISDEMEANOR PURSUANT TO SECTION 210.45 OF THE PENAL LAW OF THE STATE OF NEW YORK.

Affirmed under penalty of perjury this

14th day of August 2008

[Signature]
(Signature of Deponent)

Page 1 of 2

#23091

RENSSELAER COUNTY SHERIFF'S OFFICE

Supporting Deposition General (CPL 100.20)

Incident # 08 - 72999

State of New York
CTI Court

County of Rensselaer
City of Rensselaer

The People of the State of New York

- VS -

Jackson, Akil S.

SUPPORTING DEPOSITION

GENERAL

CONTINUATION OF SUPPORTING DEPOSITION OF Dep. S. Bladgett,
by this supporting deposition, make the following allegations of fact in connection with an accusatory
instrument filed, or to be filed, with this court against the above named defendant(s):

Blue Back Pack & Asked him again if I
could look thru it he stated no problem
there's nothing in it. I then asked him to
take his hand out of the bag and Deputy
Panichi assisted his hand out of the bag.
At that time I saw a handgun and advised
Deputy Panichi. We immediately put Mr Jackson in
custody securing him on the ground.

A continual search of the back pack turned
up a baggie with approx 4 oz's of marijuana.

The foregoing factual allegations are based upon personal knowledge of the complainant (and or upon information and belief,
the sources of the complainant's information and belief being,

Direct knowledge

FALSE STATEMENTS MADE HEREIN ARE PUNISHABLE AS A CLASS A MISDEMEANOR PURSUANT TO SECTION 210.45 OF THE PENAL
LAW OF THE STATE OF NEW YORK.

Affirmed under penalty of perjury this
14th day of August 2008.

(Signature of Deponent)

Page 2 of 2

#23091

RENSSELAER COUNTY SHERIFF'S OFFICE

Supporting Deposition General (CPL 100.20)

Incident # 08 - 72999

State of New York

County of Rensselaer

CITY Court

CITY of RENSSELAER

The People of the State of New York

- VS -

JACKSON, AKIL S (04-04-80)

SUPPORTING DEPOSITION

GENERAL

I DEPUTY JR PANICHI, (stationed / residing) at 4000 MAIN ST
TROY NY 12180, by this supporting deposition, make the following
allegations of fact in connection with an accusatory instrument filed, or to be filed, with this court
against the above named defendant(s):

ON THURSDAY AUG. 14, 2008 AT AROUND 12:15pm I WAS
ASSISTING DEPUTY BLODGETT (4240) ON A TRAFFIC STOP. DURING
THIS STOP DEPUTY BLODGETT RECEIVED A PHONE CALL OF A SUSPICIOUS
PERSON / ACTIVITY AT THE RENSSELAER AMTRAK STATION. WE CLEARED
THE STOP AND DEPUTY BLODGETT ASKED ME TO ASSIST HER AT
THE TRAIN STATION. WHEN WE ARRIVED DEPUTY BLODGETT GAVE
ME THE DESCRIPTION OF THE SUBJECT. SHE SAID HE WAS A LIGHT
SKIN, BLACK MALE WEARING A LARGE GOLD NECKLACE.

A MALE SUBJECT MATCHING THIS DESCRIPTION WAS SITTING OUTSIDE
OF THE STATION. AS DEPUTY BLODGETT AND I WALKED TOWARDS
THIS MALE SUBJECT. DEP. BLODGETT'S K-9 BLEAU BEGAN TO PULL
TOWARDS HIM. AS WE APPROACHED AN ODOR OF MARIJUANA WAS
IN THE AREA OF THIS SUBJECT. DEP. BLODGETT ASKED THE SUBJECT
IF HE HAD ANY I.D. HE SAID YES AND PULLED OUT A GEORGIA
DRIVERS LICENSE. DEP. BLODGETT ASKED IF HE HAD ANYTHING
ILLEGAL ON HIS PERSON OR IN HIS TWO BAGS. THE SUBJECT NOW
KNOWN TO US AS AKIL S JACKSON STATED THAT HE HAD
NOTHING ILLEGAL. DEP. BLODGETT ASKED FOR MR JACKSON'S CONSENT

The foregoing factual allegations are based upon personal knowledge of the complainant (and or upon information and belief, the sources of the complainants information and belief being, Personal knowledge of deponent _____)

FALSE STATEMENTS MADE HEREIN ARE PUNISHABLE AS A CLASS A MISDEMEANOR PURSUANT TO SECTION 210.45 OF THE PENAL LAW OF THE STATE OF NEW YORK.

Affirmed under penalty of perjury this

14 day of AUGUST 2008.

Rep [Signature] #2035
(Signature of Deponent)

Page 1 of 2

#23091

RENSSELAER COUNTY SHERIFF'S OFFICE

Supporting Deposition General (CPL 100.20)

Incident # 08 - 72999

State of New York

County of Rensselaer

City Court

City of RENSSELAER

The People of the State of New York

SUPPORTING DEPOSITION

- VS -

GENERAL

JACKSON, AKIL S (04-04-80)

CONTINUATION OF SUPPORTING DEPOSITION OF DEPUTY JR PANICHI,
by this supporting deposition, make the following allegations of fact in connection with an accusatory
instrument filed, or to be filed, with this court against the above named defendant(s):

TO SEARCH HIS TWO BAGS. MR JACKSON SAID SURE WHY NOT
THERES NOTHING IN THERE THAT'S NOT LEGAL. DEP. BLODGETT
BEGAN TO LOOK THRU A BLUE DUFFLE BAG MR JACKSON PUT HIS
HANDS IN THE BAG TRYING TO MOVE THINGS AROUND. AT THAT
POINT I GRABBED HIS HANDS & PULLED THEM OUT OF THE BAG.
THIS WAS DONE FOR OFFICER SAFETY. AFTER SEARCHING THE FIRST
BAG DEP. BLODGETT WENT FOR A SECOND BLUE BAG, MR
JACKSON TENSED UP. DEP. BLODGETT STATED THERES A GUN
IN THE BAG. DEPUTY BLODGETT AND I TOOK MR JACKSON INTO
CUSTODY.

The foregoing factual allegations are based upon personal knowledge of the complainant (and or upon information and belief,
the sources of the complainants information and belief being, PERSONAL KNOWLEDGE OF
DEPONENT.

FALSE STATEMENTS MADE HEREIN ARE PUNISHABLE AS A CLASS A MISDEMEANOR PURSUANT TO SECTION 210.45 OF THE PENAL
LAW OF THE STATE OF NEW YORK.

Affirmed under penalty of perjury this

14 day of AUGUST 2008.

Rep [Signature] #2035
(signature of Deponent)

Page 2 of 2

NARRATIVE SUPPLEMENT

INCIDENT NUMBER	
08-72999	
INCIDENT DATE / TIME	1222
8/14/2008	

Narrative Type: Investigative Supplement**Topic:** 08-72999

ON 8/14/2008 AT 13:50 HOURS, REPORTING INVESTIGATOR PERFORMED GINQ FOR RECOVERED FIREARM, BRYCO ARMS, MODEL JENNINGS NINE, 9MM SEMI-AUTOMATIC PISTOL, SERIAL# 1405826. THE FIREARM HAD A POSITIVE HIT RESPONSE FROM NCIC. REPORTING INVESTIGATOR MADE A COMPARISON OF THE HIT AND FIREARM. THE HIT WAS FROM LENOIR COUNTY SHERIFF'S OFFICE, KINSTON, NORTH CAROLINA. THE FIREARM WAS REPORTED STOLEN ON 3/9/2004. 14:25 HOURS, REPORTING INVESTIGATOR MADE TELEPHONE CONTACT AT # 252-559-6111, LENOIR COUNTY SHERIFF'S OFFICE DETECTIVE SMITH. SHE STATES THE FIREARM MATCHES A DESCRIPTION OF THEIR STOLEN FIREARM REPORT #200402989, FROM 3/9/2004. REPORTING INVESTIGATOR CONFIRMED THE FIREARM AS BEING THE STOLEN RECORD, UPON RECEIPT OF THE REPORT COPY. GUN REQUEST WAS FORWARDED TO THE GUN CLEARINGHOUSE VIA NYSPIN. REPORTING INVESTIGATOR MADE CONTACT WITH ATF AGENT WILLIAM MAYO AND PROVIDED THE CASE INFORMATION. GLOC MESSAGE WAS SENT VIA NYSPIN TO LENOIR COUNTY SHERIFF'S OFFICE. INVESTIGATION TO CONTINUE.

**COPY**

Narrative Reporting Officer: WEBSTER, WILLIAM J

Reporting Officer: BLODGETT, SANDRA M

Narrative Date/Time: 08/14/2008 1117

NARRATIVE SUPPLEMENT

INCIDENT NUMBER
08-72999
INCIDENT DATE / TIME
8/14/2008 1222

Narrative Type: Investigative Supplement

Topic: 08-72999

ON 8/16/2008 AT 07:29 HOURS, REPORTING INVESTIGATOR WAS AT THE BRUNSWICK SPORTSMAN CLUB RANGE TO PERFORM A FUNCTION / TEST FIRE ON RECOVERED STOLEN FIREARM, BRYCO ARMS, MODEL JENNINGS NINE, 9MM SEMI-AUTOMATIC PISTOL, SERIAL #1405826. THE FIREARM PASSED A FUNCTION TEST AND (2) ROUNDS OF AMMUNITION WERE TEST FIRED SUCCESSFULLY. A COPY OF THE EVIDENCE TARGET AND SHELL CASINGS SUBMITTED FOR EVIDENCE. NO FURTHER ACTIONS.

COPY

Narrative Reporting Officer: WEBSTER, WILLIAM J.

Reporting Officer: BLODGETT, SANDRA M.

Narrative Date/Time: 08/16/2008 1116

